An Act

ENROLLED SENATE
BILL NO. 1123

By: Jolley and Justice of the Senate

and

Martin (Scott) and Newell of the House

An Act relating to the Office of Juvenile Affairs; requiring budgeting in certain categories and amounts; requiring certain performance measures; providing certain budgetary restrictions; providing for duties and compensation of employees; authorizing certain attorney position; providing budgetary limitations; authorizing certain requests for exemptions from expenditure limitations and budgetary limitations; requiring certain procedures; requiring certain filings; requiring certain approvals; requiring written notice; requiring that portions of certain appropriated funds be used for certain purposes; making certain appropriations nonfiscal; providing certain lapse dates; requiring and prohibiting certain budget procedures; providing an effective date; and declaring an emergency.

SUBJECT: Office of Juvenile Affairs

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. For the fiscal year ending June 30, 2014, the Office of Juvenile Affairs shall budget all funds in the following categories and amounts:

Category	Appropriation	Total

Administration	$ 6,156,555.00	$ 6,640,269.00
Santa Claus	0.00	10,000.00
Office of Juvenile Justice and Delinquency Prevention (OJJDP)	115,599.00	1,338,609.00
Juvenile Accountability Block Grant (JABG)	9,823.00	597,056.00
Residential Services	35,390,359.00	46,197,923.00
Nonresidential Services	31,618,957.00	36,448,236.00
Community Youth Services Agencies	23,689,168.00	26,864,368.00
Information Technology (IT)	1,206,744.00	1,256,744.00
TOTAL	$98,187,205.00	$119,353,205.00

The agency shall develop outcome-based performance measures for each budget category.

The amount of funds budgeted pursuant to this section for Community Youth Services Agencies may be only reallocated, reduced, or expended for any other purpose in an amount proportional to the amount that the Office of Juvenile Affairs total budget is reduced through the appropriation process by the Legislature. In the event of a revenue failure, funds budgeted for the Community At Risk Services Program may be reduced in the same proportion as the total revenue reduction experienced by the Office of Juvenile Affairs.

SECTION 2. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Office of Juvenile Affairs by law shall be set by the Director. The Office of Juvenile Affairs is hereby authorized one (1) FTE for an attorney position. This shall be in addition to the position of General Counsel. The Office of Juvenile Affairs for the fiscal year ending June 30, 2014, shall be subject to the following budgetary limitations on expenditures excluding expenditures for capital and special projects, except as may be authorized pursuant

to the provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

Budgetary Limitation	Amount
Lease-Purchase Agreements	$0.00

SECTION 3. A. The Director of the Office of Juvenile Affairs may request that receipt and expenditure of unanticipated federal funds awarded after July 1, 2013, be exempt from expenditure limitations and from budgetary limitations.

1. The Director shall make a request for exemption to the Director of the Office of Management and Enterprise Services in writing and file a revised budget work program.

2. The Director shall also file copies of the request for exemption and budget work program revisions with the Chair and Vice-chair of the Joint Legislative Committee on Budget and Program Oversight. The Committee shall notify the Director of the Office of Management and Enterprise Services of any noncompliance of the request with legislative intent within twelve (12) calendar days of their receipt of the exemption request.

B. The Director of the Office of Management and Enterprise Services shall approve the request for exemption unless both the Chair and Vice-chair of the Joint Legislative Committee on Budget and Program Oversight provide written notification to the Director of the Office of Management and Enterprise Services within twelve (12) calendar days of the Committee's receipt of the exemption request that the exemption subverts the intention and objectives of the Legislature in establishing the original limit. The Director of the Office of Management and Enterprise Services shall give written notice of approval or disapproval of each exemption to the agency, the Governor and the Chair and Vice-chair of the Joint Legislative Committee on Budget and Program Oversight within eighteen (18) calendar days of receiving the request.

SECTION 4. From the funds appropriated to the Office of Juvenile Affairs in Section 76 of Enrolled House Bill 2301 of the 1st Session of 54th Oklahoma Legislature, the sum of Seven Hundred Fifty Thousand Dollars ($750,000.00) shall be used to provide

community-based facilities, services and programs through contracts with designated youth services agencies and the Oklahoma Association of Youth Services and to provide community intervention centers, as necessary to implement the provisions of the Oklahoma Children's Code and the Oklahoma Juvenile Code.

SECTION 5. From the funds appropriated to the Office of Juvenile Affairs in Section 76 of Enrolled House Bill 2301 of the 1st Session of 54th Oklahoma Legislature, the sum of Five Hundred Twenty-five Thousand Dollars ($525,000.00) shall be used to increase reimbursement rates for Level E beds.

SECTION 6. Appropriations made by this act, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2014 (hereafter FY-14), or may be budgeted for the fiscal year ending June 30, 2015 (hereafter FY-15). Funds budgeted for FY-14 may be encumbered only through June 30, 2014, and must be expended by November 15, 2014. Any funds remaining after November 15, 2014, and not budgeted for FY-15, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-15 may be encumbered only through June 30, 2015. Any funds remaining after November 15, 2015, shall lapse to the credit of the proper fund for the then current fiscal year. These appropriations may not be budgeted in both fiscal years simultaneously. Funds budgeted in FY-14, and not required to pay obligations for that fiscal year, may be budgeted for FY-15, after the agency to which the funds have been appropriated has prepared and submitted a budget work program revision removing these funds from the FY-14 budget work program and after such revision has been approved by the Office of Management and Enterprise Services.

SECTION 7. This act shall become effective July 1, 2013.

SECTION 8. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 14th day of May, 2013.

Presiding Officer of the Senate

Passed the House of Representatives the 23rd day of May, 2013.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 24th

day of May, 20 13, at 1:37 o'clock P M.

By: Audrey Rockwell

Approved by the Governor of the State of Oklahoma this 29th

day of May, 20 13, at 4:19 o'clock P M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 29th

day of May, 20 13, at 5:25 o'clock P. M.

By: Chris Morris